

AUG 04 2005

Appl. No. 09/966,970

REPLY UNDER 37 C.F.R. 1.116
Expedited Procedure
Technology Center - 2676

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. :	09/966,970	Confirmation No. 5811
Applicant :	<i>Jeffery D. Harper</i>	
Filed :	September 28, 2001	
TC/A.U. :	2676	
Examiner :	Kee M. Tung	

Docket No. :
Cust. No. :

TITLE : METHOD AND APPARATUS FOR SIMULTANEOUS IMAGE
CAPTURE AND IMAGE DISPLAY IN AN IMAGING DEVICE

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed April 5, 2005, having a period for response set to expire on July 5, 2005, Applicants request a one-month extension in which to respond (extending the response date to August 5, 2005, entry of the following amendments and consideration of the following remarks/arguments.

The Amendments to the claims, if any, are reflected in the listings of claims that begin on page 2 of this paper.

The Amendments to the Drawings, if any, begin on page 13 of this paper and include both an annotated sheet showing changes and an attached replacement sheet in an Appendix following the signature page of this paper.

The Remarks/Argument begin on page 14 of this paper.

08/12/2005 KHARLING 00000003 503577 09966970

02 FC:1201	600.00 DA
03 FC:1202	900.00 DA

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PTO/SB/22 (12-04)

Approved for use through 07/31/2005. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional)	
FY 2005 (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)			
Application Number <u>09/966,970</u>		Filed <u>9/25/2001</u>	
For <u>Method and Apparatus for Simultaneous Image Capture...</u>			
Art Unit <u>2676</u>		Examiner <u>Kec M. Tung</u>	

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	Fee	Small Entity Fee	
<input checked="" type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60	\$ <u>120</u>
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$ _____
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$ _____
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	\$795	\$ _____
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$ _____

☐ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 503577. I have enclosed a duplicate copy of this sheet.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).

☐ attorney or agent of record. Registration Number _____

☒ attorney or agent under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34 37,648

Gerald P. Joyce III Signature 8/4/2005 Date

Gerald P. Joyce III Typed or printed name 704 995 3939 Telephone Number

ING 00000003 503577 09966970

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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01 FC:1251

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PATENT APPLICATION FEE DETERMINATION RECORD
Substitute for Form PTO-875

CLAIMS AS FILED - PART I

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a))		
TOTAL CLAIMS (37 CFR 1.16(c))	27 minus 20 =	7
INDEPENDENT CLAIMS (37 CFR 1.16(b))	3 minus 3 =	
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))		

SMALL ENTITY

RATE	FEE
	\$
x \$	
x \$	
+ \$	
TOTAL	

OTHER THAN SMALL ENTITY

RATE	FEE
	\$ 210
x \$	1260
x \$	
+ \$	
TOTAL	836

* If the difference in column 1 is less than zero, enter "0" in column 2.

CLAIMS AS AMENDED - PART II

8/4/05

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))	45	27	18
Independent (37 CFR 1.16(b))	6	3	3
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

SMALL ENTITY

RATE	ADDITIONAL FEE
x \$	
x \$	
+ \$	
TOTAL ADD'L FEE	

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
x \$ 50	900
x \$ 20	600
+ \$	
TOTAL ADD'L FEE	1500

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))			
Independent (37 CFR 1.16(b))			
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDITIONAL FEE
x \$	
x \$	
+ \$	
TOTAL ADD'L FEE	

RATE	ADDITIONAL FEE
x \$	
x \$	
+ \$	
TOTAL ADD'L FEE	

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total (37 CFR 1.16(c))			
Independent (37 CFR 1.16(b))			
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			

RATE	ADDITIONAL FEE
x \$	
x \$	
+ \$	
TOTAL ADD'L FEE	

RATE	ADDITIONAL FEE
x \$	
x \$	
+ \$	
TOTAL ADD'L FEE	

- * If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
- The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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